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Date of Deposit: September 22, 2003

I hereby certify under 37 CFR 1.10 that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" with sufficient postage on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Name: Melissa Scanzillo

Signature: Clifford Chance US LLP

22386 U.S. PRO  
10/667692



Docket No. 7157-356

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**PATENT APPLICATION TRANSMITTAL**

**MAIL STOP PATENT APPLICATION**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing is a utility patent application

Of: Edward Barkan

For: TWO WINDOW OPTICAL SCANNER

ENCLOSED are the following:

1. ☒ Specification (17 pages), abstract (1 page) and claims (6 pages) (24 pages)
2. ☒ 5 sheets of ☒ formal ☐ informal drawings (Figs. 1-5)

Suggested Figure for Publication: 2

3. ☒ Declaration  
☐ signed ☐ unsigned  
☒ Copy from a prior application (for continuation/divisional)

4. ☐ Application Data Sheet

5. ☒ Preliminary Amendment

6. ☒ Information Disclosure Statement and PTO-1449

7. ☐ Assignment and Assignment Recordation sheet (*Fee calculated separately*)

8. ☒ The prior application is assigned to: Symbol Technologies, Inc.

The assignment was recorded on April 3, 2001 at reel 011695 and frame 0913

☒ A copy of the assignment from the prior application is enclosed.

9. ☐ Non-Publication Request

10. ☒ Other: True Copy Declaration

**NOTE the following:**

11. ☒ This application is made under 37 C.F.R. § 1.53 (b) and is a

☒ Continuation

☐ Continuation-In-Part

☐ Divisional

of Prior Application No. 09/824,961 filed April 3, 2001

12. ☐ An Extension of time is filed concurrently herewith for the parent application.

13. Small Entity Status:

☐ Applicant is a small entity

14. ☐ Applicants claim priority from the following application(s) under 35 U.S.C. § 119:

15. ☐ Applicants claim priority from the following application(s) under 35 U.S.C. § 120:

Serial Number

Country

Filing Date

Certified Copy Encl.

16. ☐ Cancel claims \_\_\_\_\_ prior to calculation of the filing fee.

**FILING FEE:** calculated below (after accounting for any preliminary amendment or claims cancellations if noted above):

Basic Filing Fee			\$750.00
Total No. Claims 18	Extra Claims(Total-20) 0	Fee / claim \$18.00	\$0.00
Total No. Independent Claims 2	Extra Independ.(No.-3) 0	Fee / claim \$84.00	\$0.00
Multiple dependent claim? + \$280			\$0
<b>Sub-Total</b>			\$750.00
Small Entity? less 50%			-0.00
<b>TOTAL FEE DUE</b>			\$750.00

17. ☒ The Commissioner is authorized to charge \$750.00 in connection with this communication to Deposit Account No. 50-0521.

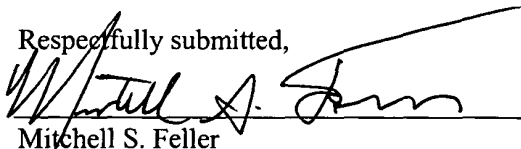
In the event that a petition for extension of time is required to be submitted in the pending prior application, and in the event that a separate petition for the pending prior application is not filed on even date, applicant hereby petitions under 37 C.F.R.1.136(a) for an extension of time in the pending prior application of as many months as are required to render this submission timely. The Commissioner is authorized to charge any fees due in connection with such a petition to Deposit Account No. 50-0521.

The Commissioner is authorized to charge any fee or additional fee due in connection with this communication to Deposit Account No. 50-0521. A duplicate copy of this sheet is enclosed.

Date:

9/22/03

Respectfully submitted,

  
\_\_\_\_\_  
Mitchell S. Feller  
Reg. No. 42,530

Clifford Chance US LLP  
200 Park Avenue  
New York, NY 10166-0153  
Telephone: (212) 878-8545

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Name: Melissa Scanzillo  
Signature: *Melissa Scanzillo*  
*Clifford Chance US LLP*

Docket No. 7157-356

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Edward Barkan

Filed: herewith Group Art Unit: to be determined

Serial No: to be determined Examiner: to be determined

For: TWO WINDOW OPTICAL SCANNER

**SUBMISSION OF FORMAL DRAWINGS**

Commissioner for Patents  
Attn: Official Draftsperson  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed please find Formal Drawings illustrating Figs. 1-5 (5 sheets) for the above-identified application and which replace the corresponding originally submitted drawings. No new matter has been added.

It is respectfully requested that these drawings be approved by the Official Draftsperson and made of record in the file of this case.

The Commissioner is hereby authorized to charge any additional fees which may be required in connection with this request, or to credit any overpayment to Deposit Account No. 50-0521. A duplicate copy of this transmittal is enclosed.

Date:

9/22/03

Respectfully submitted,

*Mitchell S. Feller*  
Mitchell S. Feller  
Reg. No. 42,530

Clifford Chance US LLP  
200 Park Avenue  
New York, NY 10166-0153  
Telephone: (212) 878-8545